

**House File 2116 - Introduced**

HOUSE FILE 2116

BY ALONS

**A BILL FOR**

1 An Act providing for an optional permit to acquire pistols or  
2 revolvers.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 724.15, subsection 1, unnumbered  
2 paragraph 1, Code 2011, is amended to read as follows:

3 Any person who desires to acquire ownership of any pistol or  
4 revolver ~~shall first~~ shall not be required to obtain an annual  
5 permit but may choose to apply for an annual permit. An annual  
6 permit shall be issued upon request to any resident of this  
7 state unless the person is subject to any of the following:

8 Sec. 2. Section 724.15, subsection 2, Code 2011, is amended  
9 by striking the subsection.

10 Sec. 3. Section 724.17, Code 2011, is amended to read as  
11 follows:

12 **724.17 Application for annual permit to acquire — criminal**  
13 **history check required.**

14 ~~The~~ If a person chooses to apply for an annual permit to  
15 acquire pistols or revolvers pursuant to section 724.15,  
16 the application for an annual permit to acquire pistols or  
17 ~~revolvers~~ may be made to the sheriff of the county of the  
18 applicant's residence and shall be on a form prescribed  
19 and published by the commissioner of public safety. The  
20 application shall require only the full name of the applicant,  
21 the driver's license or nonoperator's identification card  
22 number of the applicant, the residence of the applicant,  
23 and the date and place of birth of the applicant. The  
24 applicant shall also display an identification card that  
25 bears a distinguishing number assigned to the cardholder, the  
26 full name, date of birth, sex, residence address, and brief  
27 description and colored photograph of the cardholder, or other  
28 identification as specified by rule of the department of public  
29 safety. The sheriff shall conduct a criminal history check  
30 concerning each applicant by obtaining criminal history data  
31 from the department of public safety which shall include an  
32 inquiry of the national instant criminal background system  
33 maintained by the federal bureau of investigation or any  
34 successor agency. A person who makes what the person knows  
35 to be a false statement of material fact on an application

1 submitted under this section or who submits what the person  
2 knows to be any materially falsified or forged documentation in  
3 connection with such an application commits a class "D" felony.

4 Sec. 4. Section 724.18, Code 2011, is amended to read as  
5 follows:

6 **724.18 Procedure for making application for annual permit to  
7 acquire.**

8 A person who chooses to apply for an annual permit to acquire  
9 pistols or revolvers may personally request the sheriff to mail  
10 an application for ~~an annual~~ the ~~permit to acquire pistols~~  
11 ~~or revolvers~~, and the sheriff shall immediately forward to  
12 such person an application for an annual permit to acquire  
13 pistols or revolvers. A person shall upon completion of the  
14 application personally deliver such application to the sheriff  
15 who shall note the period of validity on the application and  
16 shall immediately issue the annual permit to acquire pistols or  
17 revolvers to the applicant. For the purposes of this section  
18 the date of application shall be the date on which the sheriff  
19 received the completed application.

20 Sec. 5. REPEAL. Section 724.16, Code 2011, is repealed.

21 EXPLANATION

22 Current law requires a person who desires to purchase a  
23 pistol or revolver to first obtain an annual permit to acquire  
24 a pistol or revolver from the sheriff of the county where the  
25 person resides. An applicant who is not otherwise exempt  
26 from this requirement must meet certain minimum application  
27 requirements and must pass a criminal history background check.

28 The bill eliminates the requirement that a person must  
29 obtain an annual permit to acquire a pistol or revolver, but  
30 instead makes it optional for a person who chooses to apply for  
31 such a permit, subject to the same application requirements.

32 The bill makes a conforming repeal to Code section 724.16,  
33 relating to transfer penalties.